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In re Application of	:	
Thompson et al.	:	
Application No.: 10/579,366	:	
PCT No.: PCT/US04/29140	:	DECISION
Int. Filing Date: 08 September 2004	:	
Earlier Priority Date: 08 September 2003	:	ON
Attorney Docket No.: 16489-55172	:	
For: System And Method For The	:	PETITION
Distribution Of Information	:	

This is in response to the petition to revive under 37 CFR 1.137(b) filed 08 May 2006 and the correspondence filed on 27 June 2006.

BACKGROUND

International application PCT/US04/29140 was filed on 08 September 2004 and claimed an earlier filing date of 08 September 2003. The time period for payment of the basic national fee in the United States expired as of midnight on 08 March 2006. This international application became abandoned with respect to the national stage in the U.S. for failure to timely pay the basic national fee in this international application.

DISCUSSION

A grantable petition to revive an abandoned application under 37 CFR 1.137(b) must be accompanied by (1) the required reply, unless previously filed; (2) the petition fee as set forth in § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional; and (4) any terminal disclaimer (and fee as set forth in § 1.20 (d)) required pursuant to paragraph (c) of this section.

Regarding requirement (1), the reason for abandonment of this international application with respect to the national stage in the United States was that the basic national fee had not been timely filed and matched with this case. The fee has now been paid. Inspection of the petition under 37 CFR 1.137(b) filed on 08 May 2006 reveals that it refers to international application number "PCT/US2004/025707," as does the Transmittal Letter also filed on 08 May 2006. However, the instant application appears to instead correspond to international application number PCT/US04/29140. The correspondence filed on 27 June 2006 includes "replacement" pages of the Transmittal Letter and petition under 37 CFR 1.137(b) referring to international application PCT/US04/29140, rather than international application number PCT/US04/25707. As such, it would now be appropriate to consider the basic national fee to have been matched with this national stage application.

Regarding requirement (2), the petition fee has been paid.

Regarding requirement (3), petitioner has provided an appropriate statement.

Regarding requirement (4), no terminal disclaimer is required because the international filing date of this application is later than 8 June 1995.

DECISION

The petition under 37 CFR 1.137(b) is **GRANTED**.

This application is being forwarded to the National Stage Processing Branch for further processing, including the preparation and mailing of a Notification of Missing Requirements (Form PCT/DO/EO/905) requiring the submission of an oath or declaration compliant with 37 CFR 1.497(a) and (b) and a surcharge under 37 CFR 1.492(h).



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